IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 18TH DECEMBER 2006 / 27TH AGRAHAYANA 1928

WP(C).No. 33098 of 2006(M)

PETITIONERS:

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1. VIPIN E., AGED 19 YEARS,
   S/O. NANU, IIND YEAR T.T.C. STUDENT,
   M.S.T.T.I., RANNI, RESIDING ATELANGOTTU,
   KANNOOKKARA, VADAKARA, KOZHIKODE.

2. SHIJO JOHN,
   IIND YEAR T.T.C. STUDENT, M.S.T.T.I., RANNI,
   RESIDING AT KOTTIYANICKAL HOUSE,MUTHAPPANPUZHA P.O
   KOZHIKODE.

3. SEENU P.,
   IIND YEAR T.T.C. STUDENT, M.S.T.T.I., RANNI,
   RESIDING AT KUTTIYIL HOUSE, AMBALAMUKKU,THODANNUR,
   VADAKARA.

BY ADV. SRI.V.PHILIP MATHEW

RESPONDENTS:

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1. STATE OF KERALA,
   REPRESENTED BY SECRETARY, DEPARTMENT OF EDUCATION,
   KERALA GOVERNMENT SECRETARIAT,THIRUVANANTHAPURAM.

2. DIRECTOR OF PUBLIC INSTRUCTIONS,
   JAGATHY, THIRUVANANTHAPURAM.

3. M.S.T.T.I., CORPORATE MANAGEMENT OF
   SCHOOLS OWNED BY ST.THOMAS VALIYAPALLY EDAVAKA,
   RANNY, REPRESENTED BY ITS MANAGER,
   PHILIP ABRAHAM B.E.

4. HEADMISRESS,
M.S.T.T.I., RANNY P.O., KERALA.

BY ADV. SRI.SIBY MATHEW
SRI.PHILIP J.VETTICKATTU
GOVT.PLEADER SMT.SUDHA DEVI.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 18/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC.NO.33098 OF 2006

APPENDIX:

PETITIONER'S EXHIBITS:

EXT. P1-COPY OF the MEMO DATED 18-10-2006 ISSUED BY THE 4TH RESPONDENT.

EXT.P2-COPY OF THE ORDER OF SUSPENSION ISSUED BY 4TH RESPONDENT TO FIRST PETIITONER.

EXT.P2A- COPY OF THE ORDER OF SUSPENSION ISSUED BY 4TH RESPONDENT TO 2ND PETITIONER.

EXT.P2B- COPY OF THE ORDER OF SUSPENSION ISSUED BY 4TH RESPONDENT TO 3RD PETITIONER.

EXT.P3- COPY OF the DETAILED MEMO DATED 26-10-2006 ISSUED BY 4TH RESPONDENT.

EXT.P4- COPY OF THE REPLY DATED 28-10-2006 SUBMITTED BY FIRST PETITIONER.

EXT.P5- COPY OF the REPLY DATED 28-10-2006 SUBMITTED BY 2ND PETITIONER.

EXT.P6- COPY OF THE REPLY DATED 28-10-2006 SUBMITTED BY 3RD PETITIONER.

EXT.P7-COPY OF the ORDER OF B.A. NO.6449/2006 DATED 31-10-2006.

EXT.P8- COPY OF THE ENQUIRY REPORT DATED 8-12-2006 SUBMITTED BY ENQUIRY OFFICER.

K.BALAKRISHNAN NAIR, J.

W.P.(C).NO.33098 of 2006-M

Dated this the 18th day of December, 2006

JUDGMENT

The petitioners are students of the T.T.I., run by the third respondent. They were suspended from attending classes, on the allegation of ragging of a first year student. Memo of charges were issued to them. They filed reply. An Advocate was appointed to enquire into the charges against them. He has filed Ext.P8 report, fully exonerating the petitioners. Therefore, they seek cancellation of the suspension order.

2. I heard the learned counsel for respondents 3 and 4 and also the learned Government Pleader for respondents 1 and 2. The fourth respondent is directed to take a decision on the petitioners' claim for cancellation of suspension, in the light of Ext.P8 report, within one week from the date of production of a copy of this judgment.

The writ petition is disposed of as above.

K.BALAKRISHNAN NAIR,JUDGE.

MS